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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

PANTALION LOPEZ-ZAVALA,

Defendant.

CASE NO. 1:23-CR-00153-JLT-SKO

STIPULATION AND ORDER REGARDING
EXCLUDABLE TIME PERIODS UNDER SPEEDY
TRIAL ACT

DATE: 7/31/2024
TIME: 1:00 p.m.
COURT: Hon. Sheila K. Oberto

BACKGROUND

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status conference on 7/31/2024.
2. By this stipulation, defendant now moves to vacate the status and set the case for a change of plea hearing on 9/16/2024, and to exclude time between 7/31/2024, and 9/16/2024, under 18 U.S.C. § 3161(h)(7)(A), B (i), (iv).
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes recorded communications, cellphone extractions, investigative reports, and various media evidence.
 - b) Counsel for defendant desires additional time consult with her client, prepare for

the change of plea hearing, and conduct independent investigation. The parties are working on a plea agreement and need the additional time to finalize the agreement.

c) Counsel for defendant believes that failure to grant the above-requested continuance would deny him/her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of 7/31/2024 to 9/16/2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(i) and (iv) because failure to grant the continuance would deny the defendant reasonable time to obtain counsel, would unreasonably deny the defendant or the Government continuity of counsel, or would deny counsel for the defendant or the attorney for the Government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: July 23, 2024

PHILLIP A. TALBERT
United States Attorney

/s/ JUSTIN J. GILIO
JUSTIN J. GILIO
Assistant United States Attorney

1 Dated: July 23, 2024

/s/ Alekxia Torres Stallings

Alekxia Torres Stallings

Counsel for Defendant

Pantalion Lopez-Zavala

7 **ORDER**

8 IT IS SO ORDERED.

9
10 DATED: 7/25/2024

Sheila K. Oberto

THE HONORABLE SHEILA K. OBERO
UNITED STATES MAGISTRATE JUDGE